

Changes to IC 25-7 (Cosmetologists, Manicurists, Electrologists and Estheticians)

- **IC 25-8-3-28** - Amended this section to add mobile salons to the list of facilities that the board has the authority to inspect. Also added a new subsection to clarify that the board may inspect any facility prior to its opening. Although these inspections have been occurring for years, the statute never explicitly granted the board the authority to do them.
- **IC 25-8-4-2** - Amended this section regarding applicants for licensure via reciprocity. The amendment is meant to provide the board with flexibility in handling manicurist, electrologist, esthetician, and beauty culture instructor reciprocity applicants when their education is not equal to the requirement in Indiana. This flexibility already existed for cosmetologist reciprocity applicants. The board will now be able to consider years of experience in lieu of a specific number of education hours, as follows:
 1. Manicurists: If less than 20 years of licensed experience, a manicurist will get 100 hours of education credit for each year of licensed experience, but the applicant must have completed a minimum of 300 hours of actual education in their home state. If more than 20 years of licensed experience, a manicurist will get 100 hours of education credit for each year of licensed experience, but the applicant must have completed a minimum of 100 hours of actual education in their home state.
 2. Electrologists: An electrologist will get 100 hours of education credit for each year of licensed experience, but the applicant must have completed a minimum of 200 hours of actual education in their home state.
 3. Estheticians: An esthetician will get 100 hours of education credit for each year of licensed experience, but the applicant must have completed a minimum of 400 hours of actual education in their home state.
 4. Beauty Culture Instructors: A beauty culture instructor will get 100 hours of education credit for each year of licensed experience, as an instructor, but the applicant must have completed a minimum of 700 hours of actual education in their home state.
- **IC 25-8-4-2.9, IC 25-8-10-4, IC 25-8-11-8 and IC 25-8-12.5-8** - These sections were added to provide the board with some flexibility in dealing with applicants for licensure who have experience practicing in a jurisdiction where licensing does not exist. In short, the board will have the ability to issue a "provisional" license to someone in this circumstance. While working under the provisional license, the individual would be required to work under the supervision of a fully licensed individual for a length of time agreed to by the board and the applicant. The board will be able to place any other terms and conditions on the applicant during this provisional period, as it determines to be necessary, in a manner consistent with probationary terms and conditions. The length of a provisional license cannot exceed 2 years. The board has the discretion to allow for the above provisional license.
- **IC 25-8-4-17** - This section was amended to clarify that licenses are valid for four years and expire on a date established by IPLA, not four years from their date of issuance. Further, this section was amended to mandate that a beauty culture instructor license expires at the same time as the person's regular professional license and they must be renewed concurrently. This change was sought in order to eliminate situations where an individual allows their regular professional license to expire while still holding an active instructor license.
- **IC 25-8-4-18** - This section, regarding license renewal, was repealed due to similar language being added to IC 25-8-4-17.
- **IC 25-8-9-9** - This section was amended to allow estheticians working on a temporary permit to work under the supervision of cosmetologists.

- **IC 25-8-12.5-4** - This section was amended to remove a reference to IC 25-8-12.5-7 since that particular code citation was repealed.
- **IC 25-8-12.5-7** - This section regarding licensure reciprocity for estheticians was repealed because it was replaced with a new section, IC 25-8-12.5-8, discussed above.
- **IC 25-8-15.4-6** - Amended this section to clarify that the board may inspect any tanning facility prior to its opening. The organized tanning facility lobby actively fought the inclusion of this provision as they do not feel pre-licensing inspections are necessary.

Changes to IC 25-1 (Affecting All Professions)

- **IC 25-1-11-12** - Added new language authorizing all professional boards to impose consumer restitution on licensees as part of the disciplinary process.
- **IC 25-1-11-17** - Added new subsection that prohibits all professional boards from accepting a voluntary surrender if there is a pending administrative Complaint and the OAG opposes the acceptance of the voluntary surrender.